

HOUSE BILL 707

P2

1lr2331

By: **Delegates Krebs, Haddaway-Riccio, Hershey, Impallaria, W. Miller, Schuh, Schulz, and Stifler**
Introduced and read first time: February 10, 2011
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **State Finance and Procurement – Prevailing Wage Rates – Amount of Public**
3 **Work Contracts**

4 FOR the purpose of increasing the maximum amount of a public work contract for
5 which certain prevailing wage rate provisions do not apply; and generally
6 relating to prevailing wage rates and public work contracts.

7 BY repealing and reenacting, with amendments,
8 Article – State Finance and Procurement
9 Section 17–202
10 Annotated Code of Maryland
11 (2009 Replacement Volume and 2010 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – State Finance and Procurement**

15 17–202.

16 (a) This subtitle does not limit:

17 (1) the hours of work an employee may work in a particular period of
18 time; or

19 (2) the right of a contractor to pay an employee under a public work
20 contract more than the prevailing wage rate.

21 (b) This subtitle does not apply to:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) a public work contract of less than ~~[\$500,000]~~ **\$2,000,000**; or

2 (2) the part of a public work contract for which the federal government
3 provides money if, as to that part, the contractor is required to pay the prevailing
4 wage rate as determined by the United States Secretary of Labor.

5 (c) If this subtitle and the federal Davis–Bacon Act apply and the federal act
6 is suspended, the Governor may declare this subtitle suspended for the same period
7 for:

8 (1) the part of that public work contract for which the United States
9 Secretary of Labor would have been required to make a determination of a prevailing
10 wage rate; or

11 (2) that entire public work contract.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2011.